

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)  
CONTINUATION PATENT APPLICATION BASED ON  
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: Paul Re et al.  
Serial No.: 10/261,899  
Filing Date: 10/01/2002  
Title: APPARATUS AND METHOD FOR THE REPAIR OF  
ARTICULAR CARTILAGE DEFECTS  
Group Art Unit: 3731  
Examiner: Gary Jackson  
Attorney's Docket No.: SCAN-1


Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

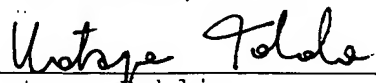
AFFIDAVIT VERIFYING APPLICATION

Commonwealth of Massachusetts  
County of Middlesex

I, Mark J. Pandiscio, being duly registered to practice before the U.S. Patent and Trademark Office, and being duly sworn, depose and state that: I am attorney of record in the above-identified pending prior application Serial No. 10/261,899, filed 10/01/02, and that the enclosed application is a true and complete copy of the prior application Serial No. 10/261,899 as filed, and that no amendments referred to in the oath or declaration filed to complete the prior patent application Serial No. 10/261,899 introduced new matter therein.

  
Mark J. Pandiscio  
Registration No. 30,883

Sworn to before me this 30<sup>th</sup> day of March, 2004.

  
Notary Public  
My commission expires: 4/17/09